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**PATENT**  
Attorney Docket No. 214346

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re Application of:

Dukor et al.

Application No. 09/996,205

Filed: 11/28/2001

Art Unit: 1743

Examiner: Maureen M. Wallenhorst


For: Method and System for Diagnosing  
Pathology in Biological Samples by  
Detection of Infrared Spectral Markers

**RESPONSE TO OFFICE ACTION**

Mail Stop Amendment  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Office Action dated April 2, 2004, please enter the following amendments and consider the following remarks.

<b>CERTIFICATE OF MAILING OR TRANSMISSION UNDER 37 CFR 1.8</b>			
I hereby certify that this Response to Office Action and all accompanying documents are, on the date indicated below, <input checked="" type="checkbox"/> being deposited with the United States Postal Service as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.			
Name (Print/Type)	Wilma Del Nagro		
Signature		Date	September 2, 2004

In re Application of: Dukor et al.

Application No. 09/996,205

Filed: November 28, 2001

For: METHOD AND SYSTEM FOR DIAGNOSING PATHOLOGY IN BIOLOGICAL SAMPLES BY  
DETECTION OF INFRARED SPECTRAL MARKERS

Mail Stop AMENDMENT  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria, VA 22313-1450



Sir:

Transmitted herewith is a response to the Office Action dated April 2, 2004 in the subject application.

- ☐ Small entity status is claimed for this application under 37 CFR 1.27.
- ☒ Petition for an extension of time for the period noted below, as well as for any additional period necessary to render the present submission timely. Please charge Deposit Account No. 12-1216 for the appropriate petition fee.
- ☐ Other:
- ☒ Please charge Deposit Account No. 12-1216 in the total amount indicated below. A duplicate copy of this transmittal sheet is enclosed herewith.

					SMALL ENTITY		OTHER THAN A SMALL ENTITY		
TIME EXTENSION PETITION FEE			two-month		\$ 0.00		\$420.00		
		subtract time extension fee previously paid		none	(\$ 0.00)		(\$ 0.00)		
CLAIM FEE		CLAIMS REMAINING AFTER AMENDMENT		HIGHEST NUMBER PREVIOUSLY PAID FOR	EXTRA CLAIMS PRESENT	RATE	ADD'L CLAIM FEE		ADD'L CLAIM FEE
TOTAL		15	MINUS	27	= 0	x 9=	\$0.00	x 18=	\$0.00
INDEPENDENT		2	MINUS	3	= 0	x 43=	\$0.00	x 86=	\$0.00
<input type="checkbox"/>	FIRST PRESENTATION OF MULTIPLE CLAIM					+ 145=	\$0.00	+ 290=	\$0.00
TOTAL AMOUNT TO BE CHARGED TO DEPOSIT ACCOUNT						TOTAL	\$0.00	TOTAL	\$420.00

- ☒ The Commissioner is hereby authorized to charge any deficiencies in the following fees associated with this communication or credit any overpayment to Deposit Account No. 12-1216.
- ☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.
- ☒ Any patent application processing fees under 37 CFR 1.17.

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Respectfully submitted,  
 LEYDIG, VOIT & MAYER, LTD.

By

  
Y. Kurt Chang, Reg. No. 44,397